

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

The Authors Guild, Inc., Association of American  
Publishers, Inc., et. al.,

Case No. 05 CV 8136-DC

Plaintiffs,

v.

**FILED  
ELECTRONICALLY**

Google, Inc.,

Defendants.

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NOTICE OF MOTION FOR  
RECONSIDERATION OF THE  
COURT'S ORDER DATED  
SEPTEMBER 2, 2009 AND  
ENTERED SEPTEMBER 10,  
2009

PLEASE TAKE NOTICE that The American Society Of Media Photographers, Inc., Graphic Artists Guild, The Picture Archive Council Of America, The North American Nature Photography Association And Individual Photographers Joel Meyerowitz, Dan Budnik, Pete Turner And Lou Jacobs, Jr. ("Proposed Intervenors"), pursuant to Local Rule 6.3 and Fed. R. Civ. P. 24, 59 and 60, will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (attached hereto as Exhibit A): granting reconsideration of the Court's Order, dated September 2, 2009 and entered September 10, 2009, denying intervention, and in its place, reconsider the ruling and permit intervention in the event that the

Court determines that the Proposed Intervenors have been excluded from the Class. In support of this motion, Proposed Intervenors submit herewith a memorandum of law, dated September 24, 2009.

DATED: September 24, 2009

Respectfully submitted,

S/ Elaine Metlin  
Charles D. Ossola (pro hac vice)  
Elaine Metlin (pro hac vice)  
DICKSTEIN SHAPIRO LLP  
1825 Eye Street, NW  
Washington, DC 20006-5403

Shirley Saed  
DICKSTEIN SHAPIRO LLP  
1633 Broadway  
New York, NY 10019-6708  
Tel: (212) 277-6500  
Fax: (212) 277-6501

Victor S. Perlman (pro hac vice)  
Managing Director and General Counsel  
AMERICAN SOCIETY OF MEDIA  
PHOTOGRAPHERS, INC.  
150 North Street  
Philadelphia, PA 19106  
Tel: (215) 451-2767  
Fax: (215) 451-0800

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**[PROPOSED] ORDER**

Having considered the motion of The American Society Of Media Photographers, Inc., Graphic Artists Guild, The Picture Archive Council Of America, The North American Nature Photography Association And Individual Photographers Joel Meyerowitz, Dan Budnik, Pete Turner And Lou Jacobs, Jr., ("Proposed Intervenors") for reconsideration, and the memorandum of law in support thereof, and good cause appearing therefore:

1. Proposed Intervenors' motion for reconsideration is hereby granted; and
2. Proposed Intervenors who are not class members shall be permitted to intervene for the limited purposes of objecting to the proposed class action settlement agreement and their preserving right to appeal therefrom.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

THE HONORABLE DENNY CHIN  
UNITED STATES DISTRICT JUDGE